

ATLANTIC COAST PIPELINE, LLC,  
*Plaintiff,*  
v.  
6.02 ACRES, MORE OR LESS, IN NASH  
COUNTY, NORTH CAROLINA *et al.*,  
*Defendants.*

In light of the duration of the stay previously entered in this matter and the recent entry of an order setting discovery and motions filing deadlines, as well as the filing of a stipulation of immediate access and possession of the easements [DE 30], plaintiff's motion for partial summary judgment [DE 10] is hereby DENIED WITHOUT PREJUDICE with permission to refile within the time for filing dispositive motions as set forth in the scheduling order. If appropriate, plaintiff may refile its motion and incorporate by reference its previously filed memorandum and exhibits in support.

Terrence W. Boyle  
TERRENCE W. BOYLE  
CHIEF UNITED STATES DISTRICT JUDGE